

DEPARTMENT OF SOCIAL SERVICES
744 P Street, Sacramento, CA 95814



July 25, 1989

ALL-COUNTY LETTER NO. 89-66

TO: ALL COUNTY WELFARE DIRECTORS
ALL GAIN COORDINATORS

SUBJECT: NOTICES OF ACTION LANGUAGE FOR FINANCIAL SANCTIONS
IMPOSED UNDER GAIN

REFERENCE: ALL-COUNTY LETTERS NO. 89-57 and 89-58

The purpose of this letter is to transmit language and instructions for Notices of Action (NOAs) in the Greater Avenues for Independence (GAIN) Program. These are **one-time only notices** for AFDC-Unemployed Parent (AFDC-U) and Family Group (AFDC-FG) cases which have had financial sanctions applied prior to or on July 1, 1989 due to failure or refusal to meet GAIN requirements without good cause.

As you know, with the implementation of the Federal Job Opportunities and Basic Skills (JOBS) Training Program on July 1, 1989, there were several changes relating to the financial sanction provisions. Certain individuals currently under financial sanction may be eligible for AFDC benefits. Persons now able to end their sanctions must reapply for aid in order for the grant to be restored. The AFDC beginning date of aid rules apply (MPP 44-317).

The attached NOA language for AFDC-U cases: 1) informs the sanctioned parent that s/he can immediately apply for restoration of aid for any eligible children; and 2) informs the second parent of her/his opportunity to apply for restoration of aid if s/he participates in GAIN. This complies with MPP 42-786.31 which, effective July 1, 1989, provides that when AFDC-U cases are sanctioned, only the parents are discontinued from aid; the eligible children in the family continue to receive aid during the sanction period. It further provides that the second parent can continue to receive aid if s/he participates in GAIN.

In addition, the NOA language for both AFDC-U and AFDC-FG cases informs the sanctioned parent that the length and conditions of the sanction have changed (MPP 42-786.2). These changes are as follows:

- If the sanction is a result of a first instance of non-compliance, the sanction changes from a three-month sanction to a sanction which is curable at any time upon agreement to participate;

- If the sanction is a result of a second instance of non-compliance, the sanction changes from a six-month sanction to a sanction which is curable after three months upon agreement to participate; and,
- If the sanction is a result of a third or subsequent instance of noncompliance, the sanction changes from a six-month sanction to a sanction which is curable after six months upon agreement to participate.


For both AFDC-U and AFDC-FG cases, the NOA language informs the sanctioned parent that the family's aid can be fully restored if s/he agrees to participate in GAIN in accordance with the conditions of the sanction.

A sanctioned parent or a second parent has agreed to participate when s/he has signed a GAIN Contract Activity Agreement. For second parents in AFDC-U cases who express a desire to participate, we strongly encourage Counties to expedite the appraisal process to avoid delays in the receipt of aid. Additionally, per MPP 42-781.65, this parent shall be allowed to participate regardless of whether the County is under statutory reductions.

Effective immediately, Counties are required to send the attached language to each affected family in order to meet the new regulatory requirements. Counties should ensure that standard State Hearing language is included on these notices.

Because of the need to expedite the issuance of NOA instructions, no official State translations in languages other than English will be provided. However, we are providing language which informs individuals in their native language that they may contact a County person if they do not understand the NOA.

If you have any questions concerning this letter, please contact your GAIN and Employment Services Operations analyst at (916) 324-6962.


DENNIS J. BOYLE
Deputy Director

Attachment

State of California
Department of Social Services

Manual Msg. .: M42-786temp1
Action : Inform
Issue : GAIN
Title : Inform Sanctioned AFDC-U
Family of Potential to
get Aid Again

Auto ID No. :
Flow Chart No. :
Source : GAIN
Regulation Cite: 42-786.1, 42-786.2, 42-786.3
Form No. : NA290
Effective Date : 7/1/89
Revision Date :

DRAFT

MESSAGE: Because of a new Federal and State law, YOUR FAMILY MAY
NOW BE ABLE TO GET CASH AID AGAIN:

() at any time
() after _____

only if _____ signs an agreement to cooperate in the
GAIN program, applies for cash aid and is eligible for cash aid.

Even if _____ does not agree to cooperate, your
children may be able to get cash aid at any time if you apply for
cash aid for your children and they are eligible for cash aid.

Even though _____ is not eligible for cash aid,
_____ may also be able to get cash aid at any time if
_____ signs a GAIN activity agreement, applies for cash
aid and is eligible for cash aid.

If _____ does not sign a GAIN activity agreement,
_____ will not receive aid as long as _____ does
not cooperate.

To end your sanction, contact _____.

To apply for aid, contact _____.

INSTRUCTIONS: Use to inform sanctioned AFDC-Unemployed Parent
families of the changes in the sanction provisions as a result of
the Job Opportunities and Basic Skill Training (JOBS) Program
implementation and of their options for reapplying for aid. **THIS
IS A ONE-TIME ONLY NOTICE.**

Check the appropriate box to indicate whether the family can
reapply for aid at any time (first instance of non-compliance
which is curable any time) or after a specified date (second
instance of non-compliance, which is curable after 3 months;
third or subsequent instance of non-compliance which is curable
after 6 months).

Identify the primary earner who has not complied. Identify the
noncompliant U-parent's spouse, or the other parent, who can
choose to participate.

Identify the appropriate person in the CWD who is to be
contacted, including his/her phone number.

DRAFT

State of California
Department of Social Services

Manual Msg. No.: M42-786temp2
Action : Inform
Issue : GAIN
Title : Inform Sanctioned AFDC-FG
GAIN Registrant of
Potential to get Aid
Again

Auto ID No. :
Flow Chart No. :
Source : GAIN
Regulation Cite: 42-786.1, 42-786.2, 42-786.3
Form No. : NA290
Effective Date : 7/1/89
Revision Date :

MESSAGE: Because of a new Federal and State law, YOU MAY NOW BE
ABLE TO GET CASH AID AGAIN:

() at any time
() after _____

only if _____ signs an agreement to cooperate in the
GAIN program, applies for cash aid and is eligible for cash aid.

To end your sanction, contact _____.

To apply for aid, contact _____.

INSTRUCTIONS: Use to inform sanctioned AFDC-Family Group parents
of changes in the sanction provisions as a result of the Job
Opportunities and Basic Skills Training (JOBS) Program
implementation. THIS IS A ONE-TIME ONLY NOTICE.

Check the appropriate box to indicate whether the individual can
reapply for aid at any time (first instance of non-compliance,
which is curable at any time) or after a specified date (second
instance of non-compliance, which is curable after 3 months;
third or subsequent instance of non-compliance, which is curable
after 6 months).

Identify the individual who has not complied.

Identify the appropriate person in the CWD who is to be
contacted, including his/her phone number.

CONTACT LINE FOR LANGUAGE SERVICES

- If you do not understand this, please call _____ at _____ .
- Si no entiende esto, por favor llame a _____ al _____ .
(SPANISH)
- បើ លោកអ្នកពុំយល់សេចក្តីសំបុត្រនេះទេ សូមទូរស័ព្ទ _____ តាមលេខ _____ ។
(CAMBODIAN)
- ຖ້າຫາກທ່ານບໍ່ເຂົ້າໃຈກ່ຽວກັບເລື່ອງນີ້, ໂປຣດໂທຣຫາ _____ ຕາມເລກ _____ .
(LAO)
- Nếu quý vị không hiểu nội dung văn bản này, xin điện thoại cho _____ ở số _____ .
(VIETNAMESE)
- 假如你不瞭解的話，請打電話給 _____ / _____ .
(CHINESE) (姓名) (電話號碼)